THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 3326 of 2003

Date: 01.08.2007

Between:

Y. Satyavathi.

..... PETITIONER

AND

The Revenue Divisional Officer,
Vizianagaram and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 3326 of 2003

Order:

The main grievance of the petitioner in this writ petition is that she belongs to BC-D Group, and pursuant to the notification dated 12.02.2003, issued by the 1st respondent for filling up the post of Fair Price Shop Dealer of Annamrajupet village, Jammi Mandal, Vizianagaram District, she applied for the same, but the 1st respondent refused to receive her application on the ground that the said post is notified for BC-D male candidate. Questioning the said action of the 1st respondent in reserving the said post only for BC-D male candidate and refusing to receive her application, the petitioner filed the present writ petition.

This Court, on 25.02.2003, while admitting the writ petition, granted interim stay of all further proceedings.

A counter affidavit is filed by the 1st respondent-Revenue Divisional Officer. It is stated in the counter affidavit that by mistake the vacancies of general category were notified as reserved for male in the notification issued on 12.02.2003, but immediately on 14.02.2003 an errata was issued correcting the said mistake. It is further stated that subsequently some of the applicants were interviewed and selection process was completed in respect of all vacancies except Annamrajupeta village of Jami Mandal, and insofar as Fair Price Shop vacancy of Annamrajupet village is concerned eight applications were received, but the selection process is stalled in view of the stay orders granted by this Court. However, it is stated that the petitioner has not submitted any application for the said post.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

During the course of arguments, the learned Government Pleader for Civil Supplies produced the original file before this Court. A perusal of the said file clearly shows that even though the impugned notification shows the date as 12.02.2003, but the same was signed by the Administrative Officer only on 14.02.2003. Hence, it is not possible to believe the version of the

1st respondent that the said notification was issued on 12.02.2003 and errata was issued on 14.02.2003. However, having regard to the fact that the first notification, issued in the year 2003 for filling up the post of Fair Price Shop Dealer of subject village, was stayed by this Court long back, and in pursuance of the said interim stay orders the selection process is stalled, and only temporary arrangements were made for the subject Fair Price Shop, I deem it appropriate to dispose of the writ petition with the following directions:

The 1st respondent, namely the Revenue Divisional Officer, Vizianagaram, is directed to issue fresh notification calling for applications for the post of Fair Price Shop Dealer of Annamrajupet village, Jami Mandal, Vizianagaram District, and after receipt of applications from the eligible candidates, he shall complete the selection process in accordance with law.

Accordingly, the writ petition is disposed of. No costs.

_____

N.V. RAMANA, J.

Date: 01.08.2007
Nsr